



770-101
ARMSTRONG, WESTERMAN, HATTORI, McLELAND, KAUGHN
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

66201 U.S. PTO
08/792468
61/31/97

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FHC

BOX FWC

Atty. Docket No. 940494B
Prior Appln. Art Unit: 2514

Honorable Commissioner
Of Patents and Trademarks
Washington, D.C. 20231

Date: January 31, 1997

* **REQUEST FOR FILING A FWC APPLICATION UNDER 37 CFR 1.62**

Sir:

This is a request for filing a file wrapper continuation application under 37 CFR 1.62 of pending prior application:

Inventors: **SHIMIZU, Chizu; SAKAI, Kazuhito; SUZUKI, Chizuo; KIKUCHI, Kaoru; and TERADA, Kyouko**

Serial No.: **08/526,091**

Filed: **September 11, 1995**

For: **PURCHASED COMMODITY ACCOMMODATING AND TRANSPORTING APPARATUS HAVING SELF SCANNING FUNCTION AND POS SYSTEM**

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all contents of the prior application file wrapper, including the drawings, as the basic papers of the new application.

The filing fee is calculated on the basis of the claims existing in the prior application as amended as follows:

1. XX Enter the amendment previously filed on December 26, 1996 under 37 CFR 1.116 but not entered in the prior application.
(already entered)
2. XX A preliminary amendment is intended to be filed within two months of the filing of this application. If no preliminary amendment has been received, the Applicants request the Examiner to contact Patrick Muir at 202-659-2930 to arrange for an interview before issuance of the first Office Action.

	Number Filed	Number Extra	Rate	Basic Fee \$770.00
Total Claims	14 - 20		22.00	
Independent Claims	2 - 3		80.00	
Multiple Dependent Claims				
Reduction by 1/2 for small entity				
Fee for recording enclosed Assignment				
TOTAL FEE				\$ 770.00

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Rule 62 File Wrapper Cont.
of S.N. 08/526,091

Docket No: 940494B

3. XX Enclosed is our check in the amount of \$770.00 for the filing fee.
4. Please charge our Deposit Account No. 01-2340 in the amount of to cover the filing fee. A duplicate of this sheet is attached.
5. XX The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 01-2340. A duplicate copy of this sheet is enclosed.
6. A new oath or declaration is included since this application is a continuation-in-part which discloses and claims additional matters.
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7. XX Amend the specification by inserting before the first line the sentence: This application is a file wrapper continuation of application Serial No. 08/526,091 filed September 11, 1995, now abandoned, which is a Division of Serial No. 08/274,041, filed July 12, 1994, now U.S. Pat. 5,848,158, issued 4-27-99.
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8. A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is not applicable.
9. XX Priority of JAPAN application No. 5-289324 filed on November 18, 1993 is claimed under 35 USC 119.
10. XX The certified copy has been filed in prior application Serial No. 08/274,041.
11. XX An Assignment of the prior application has been recorded at Reel 7081, Frame 564.
12. XX The power of attorney in the prior application is to:

James E. Armstrong, III, Reg. No. 18,366 et al.
- a. XX The power appears in the original papers in the prior application
13. XX Applicants hereby petition that any outstanding period for response in the parent application be extended, if necessary, to the filing date of the present file wrapper continuing application. Please charge the fee for any such extension to our Deposit Account No. 01-2340.
14. XX Also enclosed: Information Disclosure Statement w/PTO 1449; Substitute Power of Attorney

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15. XX Address all future communications concerning this application to:

ARMSTRONG, WESTERMAN, HATTORI,
MCLELAND & NAUGHTON
1725 K Street, N.W., Suite 1000,
Washington, D.C. 20006
Tel: (202) 659-2930
Fax: (202) 887-0357

It is understood that the secrecy under 35 USC 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Respectfully submitted,

ARMSTRONG, WESTERMAN, HATTORI, MCLELAND & NAUGHTON



① Patrick D. Muir
Reg. No. 37,403
— Attorney or agent of record
XX Filed under Section 1.34(a)

PDM/adt

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